

Article 46.--BOILER INSURANCE AND ADMINISTRATION

49-46-1 Insurance company requirements. (a) Each company insuring one or more boilers or pressure vessels located in this state shall perform an inspection, as prescribed in K.S.A. 44-923, and amendments thereto, or K.A.R. 49-48-1, of each boiler or pressure vessel insured by the company.

(b) If an insurance company fails or refuses to inspect a boiler or pressure vessel insured by that company, as required by K.S.A. 44-923(c), and amendments thereto, and subsection (a) of this regulation, the boiler or pressure vessel shall be required by the secretary to be inspected by the chief inspector or a deputy inspector. The appropriate fee specified in K.S.A. 44-926, and amendments thereto, shall be charged for any inspection conducted under this subsection and shall be paid by the owner or user of the boiler or pressure vessel, or the insurance company that insures the boiler or pressure vessel.

(c) All insurance companies shall notify the chief inspector immediately if insurance is suspended because of unsafe conditions.

(d) In the event that a boiler or pressure vessel water or fireside explosion or severe overheating occurs, the owner, user, insurance inspector, or emergency personnel shall promptly notify the chief inspector. Neither the boiler nor pressure vessel, or any parts of either, shall be removed or disturbed before permission has been given by the chief inspector, except for the purpose of saving human life, limiting consequential damage, or arson investigation.

(e) For all accidents or incidents involving boilers or pressure vessels that cause property damage in excess of 10 percent of the boiler or pressure vessel's worth, serious injury, or death, the owner, user, insurance inspector, or emergency personnel shall promptly notify the chief inspector. Neither the boiler nor pressure vessel, or any parts of either, shall be removed or disturbed before permission has been given by the chief inspector, except for the purpose of saving human life, limiting consequential damages, or conducting an arson investigation.

(f) Upon request by the chief inspector, the insurance company shall submit within five days an accident or incident report to the chief inspector. (Authorized by K.S.A. 1999 Supp. 44-916; implementing K.S.A. 1999 Supp. 44-920, 44-923; effective, E-81-38, Dec. 10, 1980; effective May 1, 1981; amended, T-83-41, Nov. 23, 1982; amended May 1, 1983; amended April 28, 2000.)